

Important Information for Licensed Vendors Selling Pesticides

***Prepared by the Ministry of the Environment
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PIBS 8047

What is the Purpose of this Material?

- To inform licensed vendors and their staff selling pesticides of regulatory requirements and other important information including:
 - Cosmetic Pesticides Ban
 - Federal Registration and Product Label
 - Provincial Classification and Pesticide Classes
 - Pesticides Banned for Sale and/or Use
 - Pesticides Allowed for Cosmetic Use
 - Class 7 Products and Handouts
 - New Display Requirements for Class 7 Products
 - Storage and Display Requirements
 - Display Best Practices
 - Fire Department Notification
 - Glossary

What is the Cosmetic Pesticides Ban?

- Ontario's cosmetic pesticides ban is in effect to reduce the unnecessary use of pesticides for cosmetic purposes. The ban protects families, especially children, from the potential risk of pesticides and improves the environment.
- More than 90 pesticides are banned for cosmetic uses such as on lawns, gardens, parks and school yards.
- Ontario's cosmetic pesticides ban came into effect April 22, 2009. The requirements of the ban are detailed in Ontario Regulation 63/09 made under the Pesticides Act, which was amended by the Cosmetic Pesticides Ban Act, 2008.
- Information on the ban is available on the ministry website www.ontario.ca/pesticideban

What are Registered Pesticides?

- The federal Pest Management Regulatory Agency (PMRA) registers pesticides for sale and use in Canada.
- The PMRA assesses human health, environmental impacts and product value in making a determination in registering pesticide products.
- In approving a product, the PMRA assigns a:
 - Registration number under the Pest Control Products Act
 - Class designation of Manufacturing, Restricted, Commercial or Domestic (e.g. Domestic products are designated for personal use in and around the home)

What is the Product Label?

- The product label is a legal document. It is a legal requirement for persons to use the product in accordance with label directions.
- A product can only be sold in its original container, used according to label directions and used for purposes allowed under the ban.
- The pest to be controlled must be stated on the label of the product. A product label provides important information. It tells you:
 - the registration number (under the Pest Control Products Act)
 - the guarantee (ingredient(s) and concentration contained in the product)
 - directions for use (including the proper rate of application)
 - name and address of the manufacturer
 - use precautions
 - the use of personal protective equipment
 - what to do in case of an accident, spill or poisoning

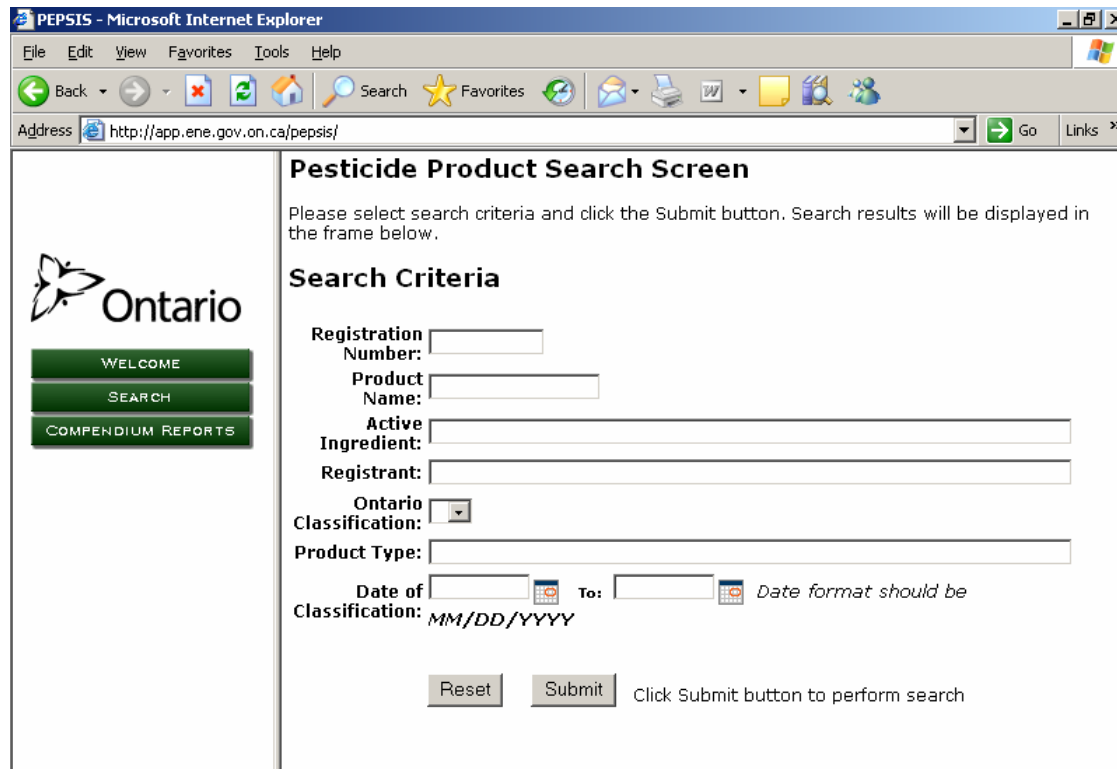
What is Pesticide Classification?

- In order to sell or use a pesticide in Ontario, a registered pesticide must be classified.
- The provincial classification system consists of 11 classes of pesticides and is established under Ontario's pesticide legislation (i.e. the Pesticides Act and O. Reg. 63/09).
- You can view all [11 class lists](#) on the ministry's website.
- Refer to the [Pesticide Classification Guideline for Ontario](#) on the ministry website for more information on classification criteria.

What are the Pesticide Classes?

Products ↑	Class 1	Products intended for manufacturing purposes
	Class 2, 3, 4	Restricted or commercial products
	Class 5, 6	Domestic products intended for household use
	Class 7	Controlled sales products (Domestic or Restricted)
	Class 8	Domestic products that are banned for sale and use
Ingredients ↓	Class 9	Ingredients in products for use only under exceptions to the ban
	Class 10	Ingredients in products for the poisonous plants exception
	Class 11	Ingredients in products allowed for cosmetic uses under the ban

How Can you Find the Class of a Product?



The screenshot shows a Microsoft Internet Explorer browser window titled "PEPSIS - Microsoft Internet Explorer". The address bar displays "http://app.ene.gov.on.ca/pepsis/". The main content area is titled "Pesticide Product Search Screen" and contains the following text: "Please select search criteria and click the Submit button. Search results will be displayed in the frame below." Below this is a "Search Criteria" section with the following fields: "Registration Number:" (text input), "Product Name:" (text input), "Active Ingredient:" (text input), "Registrant:" (text input), "Ontario Classification:" (dropdown menu), "Product Type:" (text input), and "Date of Classification:" (text input with a calendar icon). A "Reset" button and a "Submit" button are located at the bottom of the search criteria section. A note next to the "Date of Classification:" field states "Date format should be MM/DD/YYYY". On the left side of the page, there is a sidebar with the "Ontario" logo and three buttons: "WELCOME", "SEARCH", and "COMPENDIUM REPORTS".

To find the class of a specific product, search the database on the ministry website:

<http://app.ene.gov.on.ca/pepsis>

Enter product information such as the Registration Number and/ or Product Name, and click the submit button.

Which Pesticides are Banned in Ontario?

- The use of products that contain ([Class 9](#)) pesticides are banned for cosmetic purposes in, on, or over land, such as on:
 - Lawns
 - Vegetable and ornamental gardens
 - Patios
 - Driveways
 - Parks and school yards
- The use of products that contain Class 9 pesticides are allowed for non-cosmetic purposes. For example, under the health or safety exception to control pests such as:
 - Wasps that sting or mosquitoes that bite
 - Plants that are poisonous to humans by touch, such as poison ivy and giant hogweed
 - Fleas or ticks that bite pets
 - Indoor pests or pests that can cause structural damage to the home

Which Products are Banned in Ontario?

- Class 8 products are banned for sale and use. These products contain Class 9 pesticides used only for cosmetic purposes such as certain pesticide-fertilizer combination products.
- Licensed vendors can not sell Class 8 products but may store them until products are transported or transferred out of Ontario or returned to the manufacturer.

Which Pesticides are Allowed for Cosmetic Purposes?

- Only the use of biopesticides and certain lower risk pesticides ([Class 11](#)) are allowed to control weeds, insects and plant diseases on lawns and gardens.
 - The biopesticides are those designated by Health Canada's Pest Management Regulatory Agency.
 - Lower risk pesticides have characteristics such as low toxicity to humans, minimal impact to the environment, and act in a non-toxic way in controlling intended pests.

Which Domestic Products can be used?

- [Class 5](#) or [Class 6](#) products that contain Class 11 pesticides are allowed for cosmetic use.
 - Products that are allowed for use are listed in the ministry fact sheet [Managing Pests in Lawns and Gardens](#) to assist homeowners in managing pest problems.
 - For useful tips on growing vegetables, fruit, ornamental plants and lawns, refer to the [Gardener's Handbook](#) produced by the Ministry of Agriculture, Food and Rural Affairs.
- Class 5 or Class 6 products such as rodenticides and insect and animal repellents are also allowed for use.

What are Controlled Sales Products?

- Controlled sales products are listed in [Class 7](#) and include:
 - Domestic products with both non-cosmetic uses and cosmetic uses on the product label
 - Restricted products that are bear repellents.

What are Controlled Sales – Domestic Products?

- Domestic Class 7 products that have both cosmetic and non-cosmetic uses.
- Under the ban, the cosmetic uses of these products are not allowed. Examples include controlling:
 - weeds or other vegetation on driveways, patios, lawns or gardens
 - pests of lawns or gardens
- Under the ban, the non-cosmetic uses of these products are allowed. Examples include controlling:
 - plants poisonous to humans by touch (e.g., poison ivy, giant hogweed).
 - indoor pests inside the home or immediately around the outside perimeter
 - biting or stinging pests

What are Controlled Sales – Restricted Products?

- Restricted Class 7 products are Bear Repellents containing capsaicin.
- Under the ban, these products are allowed for health or safety purposes.

What are the Display Requirements for Class 7 products?

- Class 7 products must be placed in store displays such that the public does not have ready access to the products until provided by a store employee.
- Licensed vendors must use what ever method is most suitable to meet this requirement. For example:
 - Empty containers, that have never held a pesticide, can be displayed to allow consumers to read label information.
 - Pesticides can be stored in a locked cabinet or behind a staffed counter to prevent access by customers.

What are the Requirements for the Class 7 (Controlled Sale) Handout?

- Licensed vendors must provide consumers with the Class 7 (Controlled Sale) Handout for all Class 7 (Controlled Sale) products, at the time of purchase.)
- Only MOE approved wording can be used for the Class 7 Handout (available on the [ministry's website](#)).
- The handout must be provided in both English and French.

What Class 7 Handouts has MOE Approved?

- In 2009, the MOE approved the Class 7 Handout to inform consumers that only certain uses of Class 7 Domestic products were allowed under the ban.
- In 2011, the MOE has approved a new Class 7 Handout for Domestic products to better inform consumers on the allowed uses of these products.
- In 2011, vendors could choose to use either version of the Class 7 Handout for Domestic Products. However, licensed vendors were encouraged to use the 2011 version because it provides more information to consumers on the use of Class 7 Domestic Products.

What is the Current Version of the Class 7 Handout Domestic Products?



ATTENTION:

You have purchased a controlled sale (Class 7) pesticide. Certain uses of this domestic product are not allowed under Ontario's Cosmetic Pesticides Ban.

Weeds: Controlled sale products cannot be used on driveways, patios, lawns or gardens to control weeds or other vegetation but can be used to control plants that are poisonous to humans by touch (e.g., poison ivy, giant hogweed).

Pests: Controlled sale products cannot be used to control lawn or garden pests but can be used to control biting or stinging pests as directed on the label. These products can be used inside your home or immediately around the outside perimeter to control indoor pests as directed on the label.

For more information, visit www.ontario.ca/pesticideban, or call 1-800-565-4923 or 416-325-4000

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ATTENTION :

Vous avez acheté un pesticide en vente contrôlée (catégorie 7). Certains usages de ce produit de la catégorie Domestique entrent dans l'interdiction des pesticides utilisés à des fins esthétiques.

Mauvaises herbes : Les produits en vente contrôlée ne peuvent pas être utilisés dans les entrées de garage, sur les terrasses, les pelouses et les jardins pour éliminer les mauvaises herbes ou d'autre végétation mais peuvent servir à éliminer des plantes toxiques au toucher pour les humains (p. ex., herbe à puce et berce du Caucase).

Insectes nuisibles : Les produits en vente contrôlée ne peuvent pas être utilisés pour éliminer les insectes nuisibles dans les pelouses et les jardins mais peuvent l'être, comme indiqué sur l'étiquette, à l'intérieur de votre domicile ou dans le périmètre extérieur immédiat pour empêcher les insectes d'entrer.

Renseignements :
www.ontario.ca/interdictiondespesticides ou
1 800 565-4923 ou 416 325-4000.



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What is the Class 7 Handout for Restricted Bear Repellents?

- Licensed vendors are required to provide the Class 7 Handout Restricted Bear Repellents informing consumers that they have purchased a Class 7 controlled sale product containing capsaicin for repelling bears.
- The ministry has approved a Class 7 Handout Restricted Bear Repellents to inform the general public on the sales and purchase restrictions for bear repellents.

What is the Class 7 Handout for Restricted Bear Repellents?

 ATTENTION: <p>You have purchased a controlled sale (Class 7) product containing capsaicin for repelling bears. Controlled sale bear repellent products are restricted for sale to persons 18 years of age or older. Vendors are required to keep a signed record including the name and address of the purchaser and amount purchased.</p> <p>For more information, visit www.ontario.ca/pesticideban, or call 1-800-565-4923 or 416-325-4000</p> <p><small>© Queen's Printer for Ontario, 2011 PIBS 8403B</small></p>	 ATTENTION : <p>Vous avez acheté un produit en vente contrôlée (catégorie 7) contenant de la capsaïcine pour éloigner les ours. Seul les personnes âgées de 18 ans et plus peuvent acheter des répulsifs à ours. Les vendeurs sont tenus de conserver une fiche signée indiquant le nom et l'adresse de l'acheteur et la quantité achetée.</p> <p>Renseignements : www.ontario.ca/interdictiondespesticides ou 1 800 565-4923 ou 416 325-4000.</p> <p><small>© Imprimeur de la Reine pour l'Ontario, 2011 PIBS 8403B</small></p>
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What are the Storage Requirements?

- All vendors must store pesticides in a such a manner that the pesticide is not likely to come into contact with food or drink intended for human or animal consumption.
- Classes 1,2,3,4,5,6,7 or 8 pesticides shall be stored by licensed vendors:
 - In such a manner that the pesticide is not likely to impact the health or safety of any person.
 - In an area maintained in good repair and in a clean and orderly condition with sufficient precautions taken to prevent the pesticide from contaminating the natural environment or any other pesticide stored in the same area.
 - In an area where a Chemical or Pesticide Storage warning sign is prominently displayed nearby and at all entrances to the area where pesticides are stored.
 - In an area where emergency telephone numbers (i.e. fire department, hospital, poison control centre) are prominently displayed.

What are the Display Requirements?

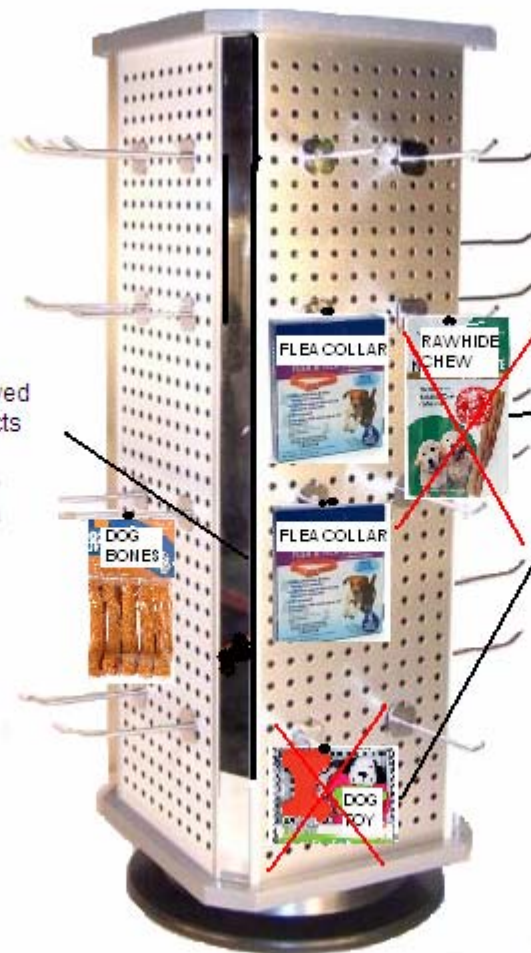
- Any Class 1, 2, 3, 4, 5, 6 or 7 product must be displayed in such a manner that it is not on a shelf or in a display case that is adjacent to or above a shelf or display case containing food or drink intended for human or animal consumption or any other commodity which, if contaminated by the pesticide, could cause injury or damage to property or to plant or animal life or to any person.
- Class 5 products must be displayed to present minimal hazard to children.
- As of April 22, 2011, Class 7 products, in addition to Classes 1, 2, 3, 4 products, must be displayed to prevent any person other than the vendor's employees from having ready access to them.

Requirements for Display



Requirements for Display – Peg Boards

Food, feed, drink or other commodities can be displayed adjacent to pesticide products (such as the packaged dog bones illustrated here) if the peg board is separated by a gap.

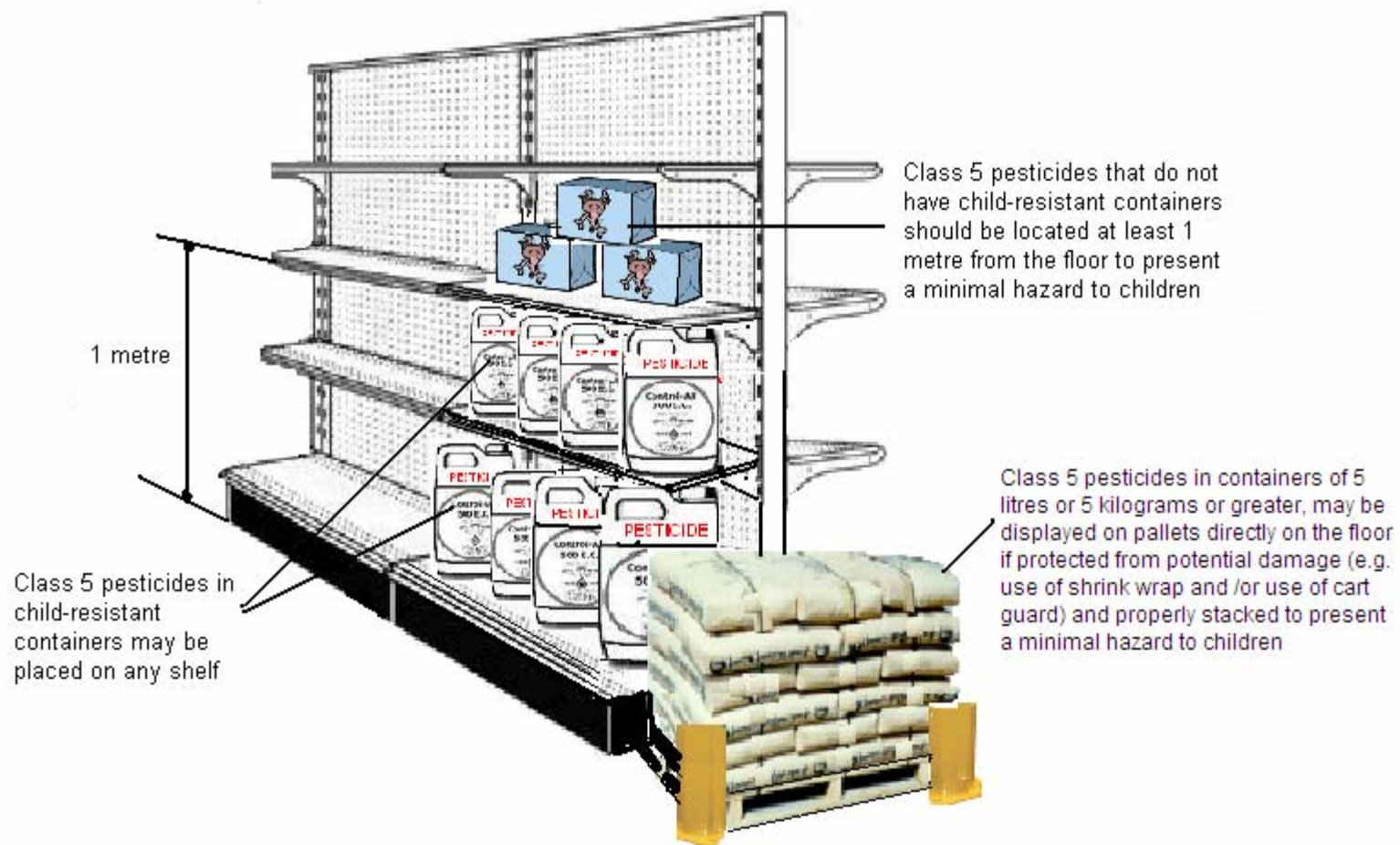


Pesticides must not be displayed adjacent to or above food, feed, drink or other commodities, which if contaminated by the pesticide, could cause injury to property, plant or animal life, or to any person.

What are the Best Practices for Display?

- Pesticides in unsealed or damaged containers should not be placed on display under any circumstances.
- Always check pesticide containers as you unpack and shelve them to ensure that the containers are sealed.
- Class 5 products not in child proof packaging should be displayed at a distance from the floor so that they are not accessible to children.
- For further information on the proper display of pesticides, refer to:
[Technical Guidance: -Display and Storage of Class 5, 6 and 7 Pesticide Products Pesticides at Licensed Vendor Outlets](#)

Best Practice for Display of Class 5 Products



What are the Fire Department Notification Requirements?

- Vendors must submit a written notice annually to the fire department responsible for the area in which the pesticides are stored. The following information is required:
 - Local fire department name, address and telephone number
 - Your business name, address and telephone number
 - Name of the person responsible for the storage of the pesticides
 - Name of an alternate contact person
 - Information on the identification of the pesticides, a description of the location, and the conditions of storage
 - Fire Department Pesticide Storage Notification cards are only available from the MOE, Environmental Assessment & Approvals Branch: 1-800-461-6290 or 416-314-8001.

Glossary

Registration Number: The number assigned to a pest control product that indicates the product has been registered under the federal Pest Control Products Act by Health Canada's Pest Management Regulatory Agency.

General Vendor: A general vendor is licensed by the Ministry of the Environment and may sell Classes 1, 2, 3, 4, 5, 6, or 7 pesticides to authorized persons. *General Vendors are required to have at least one certified vendor outlet representative per vendor location. This licence must be renewed every five years (refer to s. 39, 40, 98 and 99 for more details).

Limited Vendor: A limited vendor is licensed by the Ministry of the Environment and may sell domestic Classes 5, 6 or 7 pesticides to any person. This licence must be renewed every five years (refer to s. 39, 40 and 98 of O. Reg. 63/09 for more details).

Unlicensed Vendor: Unlicensed vendors may sell only Class 6 pesticides to any person (refer to s. 98 of O. Reg. 63/09 for more details).